

DOCKETED

FILED- UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
89:6 11/ 9- 10/18/03 EASTERN DIVISION

NOV 07 2003

THOMAS CONRAD, )  
Plaintiff, )

v. )

OFFICERS JOHN DOE 1-4, )  
individually, )

Defendants. )

Case No.

Judge

Jury Demand

JUDGE RONALD GUZMAN  
MAGISTRATE JUDGE NOLAN

COMPLAINT

NOW COMES the Plaintiff, THOMAS CONRAD, by and through his attorneys,  
GREGORY E. KULIS AND ASSOCIATES, and complaining against the Defendants,  
OFFICERS JOHN DOE 1-4, individually, as follows:

COUNT I - EXCESSIVE FORCE

1. This action is brought pursuant to the Laws of the United States Constitution, specifically 42 U.S.C. §1983 and §1988, and the Laws of the State of Illinois, to redress deprivations of the Civil Rights of the Plaintiff, THOMAS CONRAD, and accomplished by acts and/or omissions of the Defendants, OFFICERS JOHN DOE 1-4, committed under color of law.

2. Jurisdiction is based on Title 28 U.S.C. §1331 and §1343.

3. The Plaintiff, THOMAS CONRAD, at all relevant times was a resident of the State of Illinois.

4. The Defendants, OFFICERS JOHN DOE 1-4, at all relevant times were acting under color of law and within their scope as officers for the Chicago Police Department.

5. On or about June 2003, the Plaintiff, THOMAS CONRAD, was in his bar at 5958 S. Pulaski when the Defendants, OFFICERS JOHN DOE 1-4, walked in and began to search the premises.

6. There was no probable cause to search the premises.

7. The Defendants, OFFICERS JOHN DOE 1-4, searched behind the bar.

8. The Defendants, OFFICERS JOHN DOE 1-4, searched the coolers.

9. The Defendants, OFFICERS JOHN DOE 1-4, searched the Plaintiff, THOMAS CONRAD'S, private office.

10. The Defendants, OFFICERS JOHN DOE 1-4, searched the Plaintiff, THOMAS CONRAD'S private safe.

11. One of the Defendants, OFFICERS JOHN DOE 1-4, without just cause or provocation took and stole approximately three hundred (\$300.00) dollars from the Plaintiff, THOMAS CONRAD'S, safe.

12. The Defendants, OFFICERS JOHN DOE 1-4, closed the Plaintiff, THOMAS CONRAD'S Bar.

13. The search was and excessive.

14. The actions of the Defendants, OFFICERS JOHN DOE 1-4, in closing the bar were unreasonable.

15. The actions of the Defendants, OFFICERS JOHN DOE 1-4, were intentional, willful and wanton.

16. The actions of the Defendants, OFFICERS JOHN DOE 1-4, violated the Plaintiff, THOMAS CONRAD'S, Fourth and Fourteenth Amendment Rights of the United States Constitution and were in violation of said rights protected by 42 U.S.C. §1983.

17. As a direct and proximate consequence of said conduct of the Defendants, OFFICERS JOHN DOE 1-4, the Plaintiff, THOMAS CONRAD, suffered violations of his constitutional rights, emotional anxiety, monetary loss, fear and insult.

WHEREFORE the Plaintiff, THOMAS CONRAD, prays for judgment against the Defendants, OFFICERS JOHN DOE 1-4, for compensatory damages of TWENTY-FIVE THOUSAND 00/100 (\$25,000.00) DOLLARS, plus punitive damages of TWENTY-FIVE THOUSAND 00/100 (\$25,000.00) DOLLARS, plus reasonable attorney's fees and costs.

**COUNT II -FALSE ARREST**

1-6. The Plaintiff, THOMAS CONRAD, hereby reallege and incorporates his allegations of paragraphs 1-6 of Count I as his respective allegations of paragraphs 1-6 of Count II as though fully set forth herein.

7. The Defendants, OFFICERS JOHN DOE 1-4, without probable cause handcuffed the Plaintiff, THOMAS CONRAD.

8. Said action was

9. The Plaintiff, THOMAS CONRAD, was not free to go.

10. The Plaintiff, THOMAS CONRAD, was held in custody for several hours.

11. The actions of the Defendants, OFFICERS JOHN DOE 1-4, were intentional, willful and wanton.

12. As a result of the actions of the Defendants, OFFICERS JOHN DOE 1-4, the Plaintiff, THOMAS CONRAD, suffered fear, anxiety, emotional distress, pain and suffering.

13. The actions of the Defendants, OFFICERS JOHN DOE 1-4, violated the Plaintiff, THOMAS CONRAD'S, Fourth Amendment rights as protected by the United States Constitution and 42 U.S.C. §1983.

WHEREFORE the Plaintiff, THOMAS CONRAD, prays for judgment against the Defendants, OFFICERS JOHN DOE 1-4, for compensatory damages of TWENTY-FIVE THOUSAND 00/100 (\$25,000.00) DOLLARS, plus punitive damages of TWENTY-FIVE THOUSAND 00/100 (\$25,000.00) DOLLARS, plus reasonable attorney's fees and costs.

**COUNT III - ILLEGAL SEARCH OF CAR AND HOME**

1-9. The Plaintiff, THOMAS CONRAD, hereby reallege and incorporates his allegations of paragraphs 1-9 of Count II as his respective allegations of paragraphs 1-9 of Count III as though fully set forth herein.

10. After taking the Plaintiff, THOMAS CONRAD, into custody and in handcuffs, one of more of the Defendants, OFFICERS JOHN DOE 1-4, searched the Plaintiff's automobile.

11. The Defendants, OFFICERS JOHN DOE 1-4, then transported the Plaintiff, THOMAS CONRAD, to his home in Oak Lawn.

12. The Defendants, OFFICERS JOHN DOE 1-4, had no probable cause to search the Plaintiff, THOMAS CONRAD'S house.

13. The Defendants, OFFICERS JOHN DOE 1-4, had no probable cause to enter and/or search the Plaintiff, THOMAS CONRAD'S house.

14. The actions of the Defendants, OFFICERS JOHN DOE 1-4, were intentional, willful and wanton.

15. As a result of the actions of the Defendants, OFFICERS JOHN DOE 1-4, suffered a violation of his Fourth Amendment rights as protected by the United States Constitution and 42 U.S.C. §1983.

16. As a result of the actions of the Defendants, OFFICERS JOHN DOE 1-4, the Plaintiff, THOMAS CONRAD, suffered fear, anxiety, emotional distress, monetary loss and fear.

WHEREFORE the Plaintiff, THOMAS CONRAD, prays for judgment against the Defendants, OFFICERS JOHN DOE 1-4, for compensatory damages of TWENTY-FIVE THOUSAND 00/100 (\$25,000.00) DOLLARS, plus punitive damages of TWENTY-FIVE THOUSAND 00/100 (\$25,000.00) DOLLARS, plus reasonable attorney's fees and costs.

**COUNT IV - VIOLATION OF FOR VIOLATION OF HIS PROPERTY**

1-13. The Plaintiff, THOMAS CONRAD, hereby reallege and incorporates his allegations of paragraphs 1-13 of Count III as his respective allegations of paragraphs 1-13 of Count IV as though fully set forth herein.

14. During the day, the Defendants, OFFICERS JOHN DOE 1-4, searched the Plaintiff, THOMAS CONRAD'S, bar, office, safe, car and house, violating his property rights.

15. The Defendants, OFFICERS JOHN DOE 1-4, without any probable cause or legal justification took approximately three hundred (\$300.00) dollars from the Plaintiff, THOMAS CONRAD'S, safe in his office.

16. The Defendants, OFFICERS JOHN DOE 1-4, without any probable cause or legal justification took an old gun from the Plaintiff, THOMAS CONRAD'S, home in Oak Lawn.

17. The Defendants, OFFICERS JOHN DOE 1-4, without any probable cause or legal justification took approximately one thousand three hundred (\$1,300.00) dollars from the Plaintiff, THOMAS CONRAD'S, home.

18. The actions of the Defendants, OFFICERS JOHN DOE 1-4, violated the Plaintiff, THOMAS CONRAD'S, rights as protected by the Fourth Amendment of the United States Constitution and 42 U.S.C. §1983.

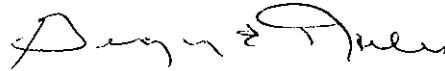
WHEREFORE the Plaintiff, THOMAS CONRAD, prays for judgment against the Defendants, OFFICERS JOHN DOE 1-4, for compensatory damages of TWENTY-FIVE

THOUSAND 00/100 (\$25,000.00) DOLLARS, plus punitive damages of TWENTY-FIVE  
THOUSAND 00/100 (\$25,000.00) DOLLARS, plus reasonable attorney's fees and costs.

**JURY DEMAND**

The Plaintiff, THOMAS CONRAD, requests a trial by jury.

Respectfully submitted,  
THOMAS CONRAD,



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GREGORY E. KULIS  
GREGORY E. KULIS AND ASSOCIATES  
Attorneys for the Plaintiff

GREGORY KULIS AND ASSOCIATES  
30 North LaSalle Street  
Suite 2140  
Chicago, Illinois 60602  
(312) 580-1830

DOCKETED

NOV 07 2003

JS 44  
(Rev. 12-96)

## CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required to be filed with the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

## I. (a) PLAINTIFFS

THOMAS CONRAD

COOK

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF  
(EXCEPT IN U.S. PLAINTIFF CASES)

03C

## DEFENDANTS

OFFICERS JOHN DOE 1-4

COOK

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE PROPERTY OF THE DEFENDANT INVOLVED.

(c) ATTORNEY'S (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

GREGORY E. KULIS & ASSOCIATES  
50 N. LaSalle Street, Suite 2140  
Chicago, Illinois 60602

ATTORNEYS (IF KNOWN)

JUDGE RONALD GUZMAN  
MAGISTRATE JUDGE ROLAN

## II. BASIS OF JURISDICTION

(PLACE AN "X" IN ONE BOX ONLY)

- ☐ 1 U.S. Government Plaintiff  
☐ 2 U.S. Government Defendant  
☒ 3 Federal Question (U.S. Government Not a Party)  
☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES

(For Diversity Cases Only)

(PLACE AN "X" IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

- Citizen of This State ☐ 1 ☐ 1 Incorporated or Principal Place of Business in This State ☐ 4  
Citizen of Another State ☐ 2 ☐ 2 Incorporated and Principal Place of Business in Another State ☐ 5  
Citizen or Subject of a Foreign Country ☐ 3 ☐ 3 Foreign Nation ☐ 6

## IV. ORIGIN

(PLACE AN "X" IN ONE BOX ONLY)

- ☒ 1 Original Proceeding  
☐ 2 Removed from State Court  
☐ 3 Remanded from Appellate Court  
☐ 4 Reinstated or Reopened  
Transferred from  
☐ 5 another district (specify)  
☐ 6 Multidistrict Litigation  
Appeal to  
Judge from  
Magistrate  
Judgment

## V. NATURE OF SUIT

(PLACE AN "X" IN ONE BOX ONLY)

CONTRACT	TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	<b>PERSONAL INJURY</b> <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates <input type="checkbox"/> 460 Deposition <input type="checkbox"/> 470 Racketeer Influenced Corrupt Organizations <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodity Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 881 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice Act <input type="checkbox"/> 950 Constitutionality of State Statutes <input type="checkbox"/> 990 Other Statutory Action
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent, Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing Accommodations <input type="checkbox"/> 444 Welfare <input checked="" type="checkbox"/> 440 Other Civil Rights	<b>PRISONER PETITIONS</b> <input type="checkbox"/> 510 Motions to Vacate Sentence <b>HABEAS CORPUS:</b> <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	<b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	<b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395M) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405gii) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405gii) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609	

## VI. CAUSE OF ACTION

(CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY.)

VIOLATION OF 42 U.S.C. Section 1963

## VII. REQUESTED IN COMPLAINT

CHECK IF THIS IS A CLASS ACTION  
☐ UNDER F.R.C.P. 23

DEMAND \$

CHECK YES only if demanded in complaint  
JURY DEMAND: ☒ YES ☐ NO

VIII. This case ☒ is not a refiling of a previously dismissed action.

☐ is a refiling of case number \_\_\_\_\_, previously dismissed by Judge \_\_\_\_\_

DATE

11/6/03

SIGNATURE OF ATTORNEY OF RECORD

*Gregory E. Kulis*

1-2

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF ILLINOIS**

**DOCKETED****NOV 07 2003**

In the Matter of THOMAS CONRAD,  
 Plaintiff,

v.

OFFICERS JOHN DOE 1-4,

Defendants.

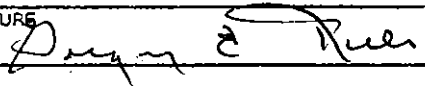

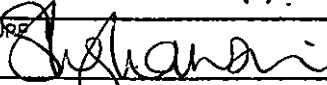
Case Number:

**03C 7888**

APPEARANCES ARE HEREBY FILED BY THE UNDERSIGNED AS ATTORNEY(S) FOR:

THOMAS CONRAD

**JUDGE RONALD GUZMAN****MAGISTRATE JUDGE NOLAN**

(A)	(B)
SIGNATURE 	SIGNATURE 
NAME Gregory E. Kulis	NAME Kathleen Coyne Ropka
FIRM Gregory E. Kulis and Associates	FIRM Gregory E. Kulis and Associates
STREET ADDRESS 30 N. LaSalle Street, Suite 2140	STREET ADDRESS 30 N. LaSalle Street, Suite 2140
CITY/STATE/ZIP Chicago, Illinois 60602	CITY/STATE/ZIP Chicago, Illinois 60602
TELEPHONE NUMBER 312/580-1830	TELEPHONE NUMBER 312/580-1830
IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE) state of Illinois 6180966	IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE)
MEMBER OF TRIAL BAR? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	MEMBER OF TRIAL BAR? YES <input type="checkbox"/> NO <input type="checkbox"/>
TRIAL ATTORNEY? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	TRIAL ATTORNEY? YES <input type="checkbox"/> NO <input type="checkbox"/>
	DESIGNATED AS LOCAL COUNSEL? YES <input type="checkbox"/> NO <input type="checkbox"/>
(C)	(D)
SIGNATURE 	SIGNATURE
NAME Shehnaz I. Mansuri	NAME
FIRM Gregory E. Kulis and Associates	FIRM
STREET ADDRESS 30 N. LaSalle Street, Suite 2140	STREET ADDRESS
CITY/STATE/ZIP Chicago, Illinois 60602	CITY/STATE/ZIP
TELEPHONE NUMBER 312/580-1830	TELEPHONE NUMBER
IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE)	IDENTIFICATION NUMBER (SEE ITEM 4 ON REVERSE)
MEMBER OF TRIAL BAR? YES <input type="checkbox"/> NO <input type="checkbox"/>	MEMBER OF TRIAL BAR? YES <input type="checkbox"/> NO <input type="checkbox"/>
TRIAL ATTORNEY? YES <input type="checkbox"/> NO <input type="checkbox"/>	TRIAL ATTORNEY? YES <input type="checkbox"/> NO <input type="checkbox"/>
DESIGNATED AS LOCAL COUNSEL? YES <input type="checkbox"/> NO <input type="checkbox"/>	DESIGNATED AS LOCAL COUNSEL? YES <input type="checkbox"/> NO <input type="checkbox"/>

PLEASE COMPLETE IN ACCORDANCE WITH INSTRUCTIONS ON REVERSE.